STATE OF VERMONT PUBLIC SERVICE BOARD

CPG No. 904-CM

Petition of TracFone Wireless, LLC, for a)
certificate of public good to operate as a provider)
of commercial mobile radio services in Vermont)

Entered: 10/26/2011

<u>CERTIFICATE OF PUBLIC GOOD</u> ISSUED PURSUANT TO 30 V.S.A. SECTION 231

IT IS HEREBY CERTIFIED that the Public Service Board of the State of Vermont ("Board") on this day finds and adjudges that the issuance of a certificate of public good ("CPG") to TracFone Wireless, LLC ("TracFone" or the "Company"), and the provision of commercial mobile radio services by Tracfone, will promote the general good of the State of Vermont, subject to the following conditions:

- 1. The Company is subject to the provisions of Title 30, Vermont Statutes Annotated, and the Board's Order in Docket No. 5808, to the same extent as other regulated utilities.
- 2. The Company shall file a copy of its standard service contract with the Board within sixty (60) days of the date of this CPG. The Company shall provide the Board all current terms and conditions of service through the regular submission of applicable contract forms.
- 3. The Company shall terminate all telecommunications traffic routed to its customers by any telecommunications carrier with which it interconnects.
- 4. The Company's books, accounts, statements, and other financial records shall, in accordance with Vermont law, be made available for examination by the Board and the Department of Public Service.
- 5. This CPG may not be transferred to any other party without prior approval by the Board.
- 6. The Company is authorized to do business in the State of Vermont under the name TracFone Wireless, LLC, d/b/a NET10. If the Company conducts business¹ in Vermont under any other name, it shall file a notice of the new trade name with the Clerk of the Board and the Vermont Department of Public Service at least 15 days prior to commencing business under the new trade name.

^{1.} For a corporate name change, see 11 V.S.A. § 4.01 and 30 V.S.A. § 231. Petitioner may wish to contact the Clerk of the Board for assistance.

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7. If the Company at any time in the future proposes to offer prepaid calling services, it shall post a bond, payable to the Board, in an amount equivalent to its projected intrastate revenues from its prepaid calling service for the first twelve (12) months of operation.

- 8. The Company shall be subject to any rules lawfully adopted or to be adopted by the Board, and its CPG hereby incorporates those rules by reference. The Company's CPG shall be subject to revocation upon good cause, including a substantial or continuous failure to abide by its material terms.
- 9. The terms and conditions of the of the Agreement and Stipulation dated September 27, 2011, and signed on October 6, 2011, are incorporated herein by reference. Without limitation, the conditions include the following:
 - a. The Company shall submit to the Department of Public Service the amount of \$216,600.46 by November 7, 2011.
 - b. Further penalties against the Company for alleged violation of 30 V.S.A. § 231 are suspended for a period of 12 months from the date of the signing of the Agreement and Stipulation.

Dated at Montpelier, Vermont, this <u>26th</u>	_day ofOctober		, 2011.
s/James Volz)) Pu	JBLIC SERVICE
s/David C. Coen	1		BOARD
s/John D. Burke	i) _)	OF VERMONT
E OF THE CLERK			

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FILED: OCTOBER 26, 2011

s/Judith C. Whitney ATTEST: Deputy Clerk of the Board

Notice to Readers: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)